

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ELAINE L. CHAO,	:	
SECRETARY OF LABOR,		
UNITED STATES DEPARTMENT OF LABOR,	:	
Plaintiff, : Civil Action		
v.	:	No. 05-286-JJF
:		
MCI SERVICES, INC., et al.	:	
Defendants. :		

NOTICE OF DISMISSAL WITH PREJUDICE

NOW comes the Plaintiff, by and through its undersigned counsel, to dismiss with prejudice Principal Life Insurance Co. (“Principal”) as a defendant in this case, in accordance with Federal Rule of Civil Procedure 41(a)(1). Principal consents to and was provided notice of this dismissal as evidenced by the signature of its counsel.

Each party agrees to bear its own attorney’s fees, costs and other expenses incurred by such party in connection with any stages of the above-referenced proceeding including, but not limited to, attorney’s fees and costs which may be available under the Equal Access to Justice Act, as amended.

Respectfully submitted,

Howard M. Radzely
Solicitor of Labor

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Regional Solicitor

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U.S. DEPARTMENT OF LABOR

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